

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:21-cv-00318-MR-WCM**

JOHNNIE R. SIMMONS, JR.,)	
)	
Plaintiff,)	
)	
vs.)	<u>ORDER</u>
)	
WALMART, INC.,)	
)	
Defendant.)	
<hr/>)	
JOHNNIE R. SIMMONS, JR.,)	
)	
Plaintiff,)	
)	
vs.)	
)	
NICHOLAS MARLOW, in his individual capacity,)	
)	
Defendant.)	
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THIS MATTER is before the Court *sua sponte*.


On August 8, 2023, the Defendants filed their respective Motions for Summary Judgment, along with supporting briefs. [Docs. 46, 46-1; Docs. 48, 48-1]. The supporting briefs, however, fail to comply with this Court's Pretrial Order and Case Management Plan, which requires that briefs must

be in at least 14 point type. [Doc. 38 at 6]. Accordingly, the Defendants' briefs will be stricken.

IT IS, THEREFORE, ORDERED that the Defendants' Briefs in Support of their respective Motions for Summary Judgment [Docs. 46-1, 48-1] are **STRICKEN**. The Defendants may refile their briefs in a manner which complies with the requirements of this Court within seven (7) days of the entry of this Order.

IT IS SO ORDERED.

Signed: August 9, 2023



Martin Reidinger
Chief United States District Judge

